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|----------------------|-----------------------|
| Application Number | 10/733,808 |
| Filing Date | December 10, 2003 |
| First Named Inventor | Chris A. Hopen et al. |
| Title | NETWORK APPLIANCE |
| Atty Docket Number | 005313.00018 |
| Group Art Unit | 2121 |
| Examiner | TBD |

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

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December 10, 2004
Date



Signature

202-624-3000
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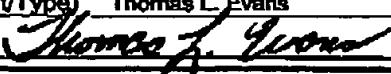
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Atty. Docket No.
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Chris A. HOPEN ET AL.

Examiner: TBD

U.S. Pat. App. No.: 10/733,808

Group Art Unit: 2121

Filed: December 10, 2003

Title: NETWORK APPLIANCE

NOTICE UNDER 37 C.F.R. §122(b)(2)(B)(iii)

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Dear Sir:

Notice under 35 U.S.C. §122(b)(2)(B)(iii) and 37 C.F.R. §1.213(c) is hereby provided to the U.S. Patent and Trademark Office that an International application under the Patent Cooperation Treaty claiming priority to the instant application in the U.S. Patent and Trademark Office is being filed today, December 10, 2004.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By: Thomas L. Evans

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December 10, 2004